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TITLE 65 STATE LOTTERY COMMISSION

LSA Document #02-255(E)

DIGEST

Amends 65 IAC 6 concerning pull-tab rules. Effective August 29, 2002.

65 IAC 6-1-1.1	65 IAC 6-2-4
65 IAC 6-1-1.2	65 IAC 6-2-5
65 IAC 6-1-2.1	65 IAC 6-2-8
65 IAC 6-1-2.2	65 IAC 6-2-9
65 IAC 6-1-4.1	65 IAC 6-3-2
65 IAC 6-1-10	65 IAC 6-3-3
65 IAC 6-2-3	65 IAC 6-4

SECTION 1. 65 IAC 6-1-1.1 IS ADDED TO READ AS FOLLOWS:

65 IAC 6-1-1.1 “Agent verification code” defined

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 1.1. “Agent verification code” means a three (3) digit number within the game play data area of a pull-tab ticket. *(State Lottery Commission; 65 IAC 6-1-1.1; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 51, eff Aug 29, 2002)*

SECTION 2. 65 IAC 6-1-1.2 IS ADDED TO READ AS FOLLOWS:

65 IAC 6-1-1.2 “Bar code” defined

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 1.2. “Bar code” means a graphical representation of data to be used in the validation of a pull-tab ticket. *(State Lottery Commission; 65 IAC 6-1-1.2; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 51, eff Aug 29, 2002)*

SECTION 3. 65 IAC 6-1-2.1 IS ADDED TO READ AS FOLLOWS:

65 IAC 6-1-2.1 “Game identification number” defined

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 2.1. “Game identification number” means a number associated with a particular pull-tab game. *(State Lottery Commission; 65 IAC 6-1-2.1; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 51, eff Aug 29, 2002)*

SECTION 4. 65 IAC 6-1-2.2 IS ADDED TO READ AS FOLLOWS:

65 IAC 6-1-2.2 “Game/pack number” defined

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 2.2. “Game/pack number” means a number appearing on a pull-tab ticket which includes the game identification number applicable to the pull-tab ticket and the pack from which the pull-tab ticket was removed. *(State Lottery Commission; 65 IAC 6-1-2.2; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 51, eff Aug 29, 2002)*

SECTION 5. 65 IAC 6-1-4.1 IS ADDED TO READ AS FOLLOWS:

65 IAC 6-1-4.1 “Pack number” defined

Authority: IC 4-30-3-7; IC 4-30-3-9

Affected: IC 4-30

Sec. 4.1. “Pack number” means the six (6) digit number appearing on all pull-tab tickets in a pack. *(State Lottery Commission; 65 IAC 6-1-4.1; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 51, eff Aug 29, 2002)*

SECTION 6. 65 IAC 6-1-10 IS ADDED TO READ AS FOLLOWS:

65 IAC 6-1-10 “Validation number” defined

Authority: IC 4-30-3-7; IC 4-30-3-9

Affected: IC 4-30

Sec. 10. “Validation number” means a fourteen (14) digit number imaged on each pull-tab ticket. *(State Lottery Commission; 65 IAC 6-1-10; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 52, eff Aug 29, 2002)*

SECTION 7. 65 IAC 6-2-3 IS AMENDED TO READ AS FOLLOWS:

65 IAC 6-2-3 Termination of a pull-tab game

Authority: IC 4-30-3-7; IC 4-30-3-9

Affected: IC 4-30

Sec. 3. A pull-tab game will end when all pull-tab tickets for that pull-tab game have been sold or on a date ~~announced in advance~~ **determined** by the director **and placed on the commission’s Web site and notices that are distributed to retailers.** The director may suspend or terminate a pull-tab game without advance notice if the director finds that such suspension or termination is in the best interests of the ~~lottery~~ **commission.** A retailer authorized to sell pull-tab tickets may sell any pull-tab tickets remaining in the retailer’s possession after the applicable pull-tab game has ended. *(State Lottery Commission; 65 IAC 6-2-3; emergency rule filed Jan 29, 1992, 12:00 p.m.: 15 IR 1041; readopted filed Nov 30, 2001, 11:02 a.m.: 25 IR 1268; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 52, eff Aug 29, 2002)*

SECTION 8. 65 IAC 6-2-4 IS AMENDED TO READ AS FOLLOWS:

65 IAC 6-2-4 Use of names and photographs of winners

Authority: IC 4-30-3-7; IC 4-30-3-9

Affected: IC 4-30

Sec. 4. The commission shall have the right to use and publicize the name and ~~city or town of residence~~ **a photograph** of any winner in a pull-tab game, **public information on the winner claim form, and the city, town, township, or any other political subdivision in which the winner resides.** The commission ~~shall have the right to use and publicize a photograph of any winner in a pull-tab game with the permission of the winner.~~ **may, in its sole discretion, require a winner in a pull-tab game to participate in interviews and press conferences with public relations personnel and media representatives.** The commission shall not pay any additional consideration to any winner for use of such a photograph or information. Neither the commission, the director, nor any employee of the commission shall be liable for any use or release of information regarding, or photographs of, winners in compliance with this section. *(State Lottery Commission; 65 IAC 6-2-4; emergency rule filed Jan 29, 1992, 12:00 p.m.: 15 IR 1041; readopted filed Nov 30, 2001, 11:02 a.m.: 25 IR 1268; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 52, eff Aug 29, 2002)*

SECTION 9. 65 IAC 6-2-5 IS AMENDED TO READ AS FOLLOWS:

65 IAC 6-2-5 Validation of tickets

Authority: IC 4-30-3-7; IC 4-30-3-9

Affected: IC 4-30-11

Sec. 5. (a) Except as provided in section 6 of this rule, all of the following requirements must be met for a pull-tab ticket to be a valid ticket:

(1) The number of play symbols in the game play data area must correspond with the number of play symbols established with respect to pull-tab tickets for the applicable pull-tab game.

(2) Each of the play symbols must be present in its entirety and be fully legible.

(3) Each of the play symbol captions, if any, must agree with the play symbol and be present in its entirety and fully legible.

(4) Each of the play symbols and play symbol captions, if any, must be printed in the colors designated by the commission.

~~(5)~~ (5) The pull-tab ticket must be intact and not defaced in any manner.

(6) The game/pack number must be present in its entirety and be fully legible.

~~(7)~~ (7) The pull-tab ticket must not be reconstituted or tampered with in any manner.

~~(8)~~ (8) The pull-tab ticket must not be counterfeit in whole or in part.

~~(9)~~ (9) The pull-tab ticket must have been issued by the commission in the authorized manner.

~~(10)~~ **(10) The pull-tab ticket must not be stolen or appear on any list of omitted tickets on file with the commission.**

~~(11)~~ **(11) The play symbols, and any play symbol captions, the validation number, the agent verification codes, and the game/pack number must be right-side-up and not reversed in any manner.**

(12) The pull-tab ticket must have exactly one (1) play symbol caption for each play symbol, if play symbol captions are used in that pull-tab game, exactly one (1) game/pack number, and exactly one (1) agent verification code.

(13) The validation number of an apparent winning ticket must appear on the commission's official list of validation numbers of winning pull-tab tickets, and the pull-tab ticket with that validation number must not have been paid previously according to the records of the commission.

~~(14)~~ (14) The ticket must not have a hole punched through it and must not be blank or partially blank, misregistered, defective, or printed or produced in error.

(15) Each of the play symbols and play symbol captions, if any, on the pull-tab ticket must be exactly one (1) of those described in a rule promulgated under this article as applicable to the pull-tab tickets for the pull-tab game in which the pull-tab ticket was issued.

~~(16)~~ (16) Each of the play symbols and any play symbol captions on the pull-tab ticket must correspond exactly to the typeface and artwork on file with the commission.

(17) The game/pack number must correspond exactly to the typeface and artwork on file with the commission.

(18) The validation number must correspond exactly to the typeface and artwork on file with the commission.

(19) The agent verification codes must correspond exactly to the typeface and artwork on file with the commission.

~~(20)~~ (20) The display printing must be regular in every respect and correspond exactly to the artwork on file with the commission.

(21) The agent verification codes on an apparent winning ticket must correspond to the agent verification codes specified on file with the commission.

~~(22)~~ (22) The pull-tab ticket must pass any additional validation tests specified in this article as applicable to the specific pull-tab game for which the pull-tab ticket was issued.

~~(23)~~ (23) The pull-tab ticket must pass all additional confidential validation tests prescribed by the commission.

(24) The pull-tab ticket must be a pull-tab ticket offered for sale by the commission during the period the director authorizes for that pull-tab game.

~~(25)~~ (25) The pull-tab ticket must have been submitted within the claim period provided in this article.

(b) Except as provided in section 6 of this rule, any pull-tab ticket not passing all of the validation requirements in subsection (a) is void and ineligible for any prize, and no prize shall be paid thereon. (*State Lottery Commission; 65 IAC 6-2-5; emergency rule filed Jan 29, 1992, 12:00 p.m.: 15 IR 1042; readopted filed Nov 30, 2001, 11:02 a.m.: 25 IR 1268; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 52, eff Aug 29, 2002*)

SECTION 10. 65 IAC 6-2-8 IS AMENDED TO READ AS FOLLOWS:

65 IAC 6-2-8 Game rules

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 8. The director, **or the director's designee**, is authorized to develop and promulgate ~~regulations~~ **game rules** and procedures for specific pull-tab games ~~on behalf during the periods between meetings~~ of the commission and to conduct pull-tab games in accordance with such ~~regulations~~ **game rules** and procedures. The director, **or the director's designee**, shall advise the ~~games committee~~ of the commission of the contents of such regulations and procedures. The director, **or the director's designee**, shall report any such regulations promulgated to the commission at its next meeting. *(State Lottery Commission; 65 IAC 6-2-8; emergency rule filed Jan 29, 1992, 12:00 p.m.: 15 IR 1043; readopted filed Nov 30, 2001, 11:02 a.m.: 25 IR 1268; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 53, eff Aug 29, 2002)*

SECTION 11. 65 IAC 6-2-9 IS AMENDED TO READ AS FOLLOWS:

65 IAC 6-2-9 Ticket price

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 9. ~~Unless otherwise provided in the regulations applicable to~~ **The price for each pull-tab ticket in a specific pull-tab game a pull-tab ticket shall sell for fifty cents (\$.50) per ticket. shall be set forth in the rule specific to that pull-tab game.** *(State Lottery Commission; 65 IAC 6-2-9; emergency rule filed May 27, 1992, 12:00 p.m.: 15 IR 2265; readopted filed Nov 30, 2001, 11:02 a.m.: 25 IR 1268; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 53, eff Aug 29, 2002)*

SECTION 12. 65 IAC 6-3-2 IS AMENDED TO READ AS FOLLOWS:

65 IAC 6-3-2 Claiming prizes

Authority: IC 4-30-3-7; IC 4-30-3-9
Affected: IC 4-30

Sec. 2. (a) To the extent required by federal tax law, the claimant of a prize shall furnish a tax identification number to the commission in the manner specified by the commission.

(b) A prize in a pull-tab game ~~must be claimed in the following manner:~~

~~(1) The prize must be claimed from the retailer who sold the prize-winning pull-tab ticket.~~

~~(2) The prize must be claimed prior to the close of business of the retailer who sold the pull-tab ticket on the day the pull-tab ticket was sold.~~ **that is six hundred dollars (\$600) or lower may be claimed at any participating retailer of lottery tickets or at any of the commission's offices. A prize in a pull-tab game that is higher than six hundred dollars (\$600) may be claimed only at the commission's offices.**

(c) A pull-tab prize must be claimed within sixty (60) days after the end of the specific pull-tab game. End of game dates are available at any retailer location, on the commission's Web site at www.hoosierlottery.com, and via the commission's customer service center which can be contacted toll-free at 1-800-955-6886.

~~(d)~~ **(d)** The commission, the director, employees of the commission, the state, and officials, officers, and employees of the state shall have no liability for payment of any prize in a pull-tab game. *(State Lottery Commission; 65 IAC 6-3-2; emergency rule filed Jan 29, 1992, 12:00 p.m.: 15 IR 1043; readopted filed Nov 30, 2001, 11:02 a.m.: 25 IR 1268; emergency rule filed Aug 23, 2002, 1:30 p.m.: 26 IR 53, eff Aug 29, 2002)*

SECTION 13. THE FOLLOWING ARE REPEALED: 65 IAC 6-3-3; 65 IAC 6-4-6; 65 IAC 6-4-7; 65 IAC 6-4-8; 65 IAC 6-4-9; 65 IAC 6-4-10; 65 IAC 6-4-11; 65 IAC 6-4-12; 65 IAC 6-4-13; 65 IAC 6-4-14; 65 IAC 6-4-15; 65 IAC 6-4-16; 65 IAC 6-4-17; 65 IAC 6-4-18; 65 IAC 6-4-19; 65 IAC 6-4-20 *[65 IAC 6-4-13 through 65 IAC 6-4-20 were*

promulgated as temporary noncode sections.]

SECTION 14. SECTIONS 1 through 13 of this document take effect August 29, 2002.

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